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Directive 2005-35
December 8, 2005

TO: WILLIAMS COUNTY BOARD OF ELECTIONS

On November 8, 2005, this Office received from the Williams County Board of Elections (the "County") a verbal request to obtain an extension of the certification deadline established in Directive 2005-16 (the "Request").

Based upon discussions with the Williams County Board of Elections the County is granted an extension of the deadline for certification of Hart InterCivic eScan ("voting system") subject to the following conditions:

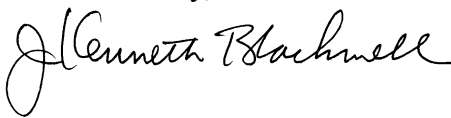
1. **System to be implemented.** The Williams County BOE will utilize the Hart InterCivic eScan ("voting system") as the voting system to be implemented throughout Williams County. Williams County will submit from its selected vendor information to the Secretary of the pricing and systems components for its selected voting system by December 14, 2005. The Secretary shall provide funding based upon the allocation chart that was sent to all counties which specifies the funding under HAVA. The funding stated in the allocation chart for Williams County reflects the entire allotment for Williams in the amount of \$388,791.56 to be provided for purchase of electronic voting equipment for Williams County. **The county is responsible for funding any additional costs for voting systems, which exceed the amount of the allocation.**
2. **Implementation Schedule.** Williams County BOE will submit a timetable to the Secretary for implementing the voting system in Williams County by December 14, 2005. The BOE shall take all necessary steps to complete the timetable in accordance with the deadlines established.

3. **a. Deployment to begin by December 21, 2005:** This timetable must be strictly adhered to in order for deployment to begin by December 21, 2005. The voting system will be shipped to Williams County's designated location and acceptance testing through independent verification and validation (IV&V) will commence.

b. Personnel & Resources for Implementation: Williams County BOE will provide all necessary personnel and resources required for the completion of the Williams County project timetable. The BOE shall provide the Secretary with a schedule that establishes how its personnel will be trained in the proper operation and use of the new voting system. The training plan must include contingency plans for handling any personnel or equipment problems.
4. **Americans with Disabilities Act (ADA) System extension request.** On November 8, 2005, Williams County BOE requested, via a letter to the Secretary, an extension on implementing the ADA component of the voting system. Because the federal deadline for compliance is set by HAVA, and the Secretary is obligated to ensure that all counties are in compliance by that deadline, the Secretary is unable to accommodate this request.
5. That if the Hart does not meet any of the deadlines set forth in paragraphs 2 and 3 or as set forth in the implementation schedule, the Secretary, after consultation with the County, at his option may:
 - a. proceed with the purchase of a voting system from Diebold, Inc. or
 - b. support a request by the County to the Ohio Board of Voting Machine Examiners to provisionally or temporarily certify the Hart eSlate, to the extent authorized by law, and/or take any other actions deemed reasonably necessary to ensure compliance with federal and state law; and
7. That if at any time prior to December 20, 2005, a vacancy in a federal elected office is announced such that the County shall be required to conduct a special election for a federal office in 2006, the Secretary may exercise his options in accordance with paragraph 5.

If you have any questions regarding this Directive, please do not hesitate to contact Judy Grady, Director of Elections, at 614-466-2585.

Sincerely,



J. Kenneth Blackwell